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8 UNITED STATES DISTRICT COURT  
9 WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

10 ADRIANNE LINDGRIN,

11 Plaintiff,

12 v.

13 NANCY A. BERRYHILL, Deputy  
14 Commission of Social Security for  
Operations,

15 Defendant.

CASE NO. 3:17-CV-05385-JRC

ORDER ON STIPULATED  
MOTION FOR EQUAL ACCESS  
TO JUSTICE ACT FEES AND  
EXPENSES

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17 This Court has jurisdiction pursuant to 28 U.S.C. § 636(c), Fed. R. Civ. P. 73 and Local  
18 Magistrate Judge Rule MJR 13 (*see also* Notice of Initial Assignment to a U.S. Magistrate Judge  
and Consent Form, Dkt. 5; Consent to Proceed Before a United States Magistrate Judge, Dkt. 7).

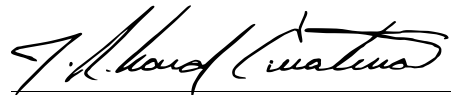
19 This matter is before the Court on plaintiff's Stipulated Motion for EAJA Fees (*see* Dkt. 16).

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21 Based on the Equal Access to Justice Act, 28 U.S.C. § 2412, ("EAJA"), the stipulation of  
22 the parties (*see* Dkt. 16), the attorney declaration and time and expense itemizations (Dkt. 16,  
23 Attachments 3, 4), and the relevant record, it is hereby ORDERED that EAJA attorney's fees of  
24 \$2,371.32 and expenses in the amount of \$4.50, shall be awarded to plaintiff pursuant to the

1 EAJA and consistent with *Astrue v. Ratliff*, 130 S.Ct. 2521, 2524, 2010 U.S. LEXIS 4763 at  
2 \*\*\*6-\*\*\*7 (2010).

3 The Acting Commissioner shall contact the Department of Treasury after the Order for  
4 EAJA fees and expenses is entered to determine if the EAJA fees and expenses are subject to any  
5 offset. If it is determined that plaintiff's EAJA fees are not subject to any offset allowed  
6 pursuant to the Department of the Treasury's Offset Program, then the check for EAJA fees shall  
7 be made payable to Janet Leanne Martinez, Esq., based on plaintiff's assignment of these  
8 amounts to plaintiff's attorney (*see* Plaintiff's Declaration Regarding Net Worth and Payment of  
9 EAJA Fees, Dkt. 16, Attachment 2). If there is an offset, the remainder shall be made payable to  
10 plaintiff, based on the practice of the Department of the Treasury (*see, e.g.*, Case No. 2:15-cv-  
11 122, Dkt. 22, p. 4). Any check for EAJA fees shall be mailed to plaintiff's counsel, Janet Leanne  
12 Martinez, Esq., at Douglas, Drachler, McKee & Gilbrough, 1904 3<sup>rd</sup> Avenue, Suite 1030, Seattle,  
13 WA 98101.

14 Dated this 30th day of March, 2018.

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16 J. Richard Creatura  
17 United States Magistrate Judge  
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